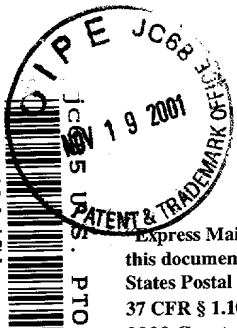


11-21-01

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Docket # PF-0183-2 DIV



"Express Mail" mailing label number EL 856 173 600 US. I hereby certify that this document and referenced attachments are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, addressed to: Commissioner for Patents, Box Patent Application, 2900 Crystal Dr., Arlington, VA 22202-3513 on November 19, 2001

By: Nancy Ramos

Printed: Nancy Ramos

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
REQUEST FOR FILING A PATENT APPLICATION UNDER 37 CFR 1.53(b)**

Commissioner for Patents  
Box Patent Application  
2900 Crystal Dr.  
Arlington, VA 22202-3513

Dear Sir:

This is a request for filing a **DIVISIONAL** application under 37 CFR 1.53(b) of pending prior application Serial No. 09/215,887, filed on December 17, 1998, which is a divisional of U.S. application Serial No. 08/773,423, filed on December 27, 1996, now U.S. Patent No. 5,869,291, issued February 9, 1999, both entitled NOVEL RAB PROTEINS.

1. X Enclosed is a specification corresponding to the prior application, U.S. application Serial No. 09/215,887, filed December 17, 1998, which is a divisional of U.S. application Serial No. 08/773,423, filed on December 27, 1996, now U.S. Patent No. 5,869,291, issued February 9, 1999, including the oath or declaration as originally signed. The specification does not contain any subject matter that would have been new matter in the prior application.
2. X With regard to the requirement of 37 CFR 1.821(e) which requires that a copy of the Sequence Listing in computer readable form (CRF) be submitted, Applicants state that the paper copy of the Sequence Listing for the instant divisional application is identical with the computer readable form filed with Serial No. 08/773,423, filed December 27, 1996, to which priority is claimed. In accordance with 37 C.F.R. §1.821(e), please use the computer readable form filed with U.S. application Serial No. 08/773,423 as the computer readable form for the instant divisional application. It is understood that the Patent and Trademark Office will make the necessary change in application number and filing date for the computer readable form that will be used for the instant divisional application.
3. X Cancel in this application original claims 4-8, 12-16, 28-55 and 59-61 before calculating the

filing fee, without prejudice or disclaimer. Applicants submit that these claims were included in the application as filed in the interest of providing notice to the public of certain specific subject matter intended to be claimed, and are being canceled at this time in the interest of reducing filing costs. Applicants expressly state that these claims are not being canceled for reasons related to patentability, and are in fact fully supported by the specification as filed. Applicants expressly reserve the right to reinstate these claims or to add other claims during prosecution of this application or a continuation or divisional application. Applicants expressly do not disclaim the subject matter of any invention disclosed herein which is not set forth in the instantly filed claims.

4. X The inventor(s) of the invention being claimed in this application is (are): Jennifer L. Hillman, Surya Goli, and Olga Bandman.
5. X In accordance with 37 CFR 1.63(d) a copy of the originally signed declaration showing applicant's/applicants' signature(s) as filed on May 16, 1997 is enclosed.
6.      Amend the specification by inserting after the title: "This application is a divisional application of U.S. application serial number 09/215,887, filed December 17, 1998, all of which applications and patents are hereby incorporated herein by reference."
7. X The filing fee is calculated below:

Claims	Number Filed	Minus	Number Extra	Other Than Small Entity Rate	Fee	Basic Fee \$740.00
Total Claims	20	-20	0	x \$18		\$ 0
Indep. Claims	1	-3	0	x \$84		\$ 0
<u>    </u> Multiple Dependent Claim(s), if any				+ \$280		\$ 0

**TOTAL FILING FEE \$ 740.00**

**FEE FOR 3-MONTH EXTENSION OF TIME \$ 920.00**

8. X An extension of time in the above-named prior application has been requested and the fees therefore have been authorized in said application.
9. X Please charge Deposit Account No. 09-0108 in the amount of \$ 1660.00.

The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account No. 09-0108.

A **duplicate** copy of this Request is enclosed.

10. X New formal drawings are enclosed.
11. X The prior application is assigned of record to Incyte Pharmaceuticals, Inc., recorded on May 20, 1997, at reel 8554/frame 0744.
12.     A preliminary amendment is enclosed.
13. X Also enclosed: Return Postcard; Submission of Formal Drawings (2 pp.); Information Disclosure Statement (2 pp.); and List of References Cited by Applicants (PTO-1449) (2 pp.).
14. X The power of attorney of the prior application is to:

<b>Lucy J. Billings</b>	<b>Reg. No. 36,749</b>
<b>Michael C. Cerrone</b>	<b>Reg. No. 39,132</b>
<b>Diana Hamlet-Cox</b>	<b>Reg. No. 33,302</b>
<b>Richard C. Ekstrom</b>	<b>Reg. No. 37,027</b>
<b>Barrie D. Greene</b>	<b>Reg. No. 46,740</b>
<b>Matthew R. Kaser</b>	<b>Reg. No. 44,817</b>
<b>Lynn E. Murry</b>	<b>Reg. No. 42,918</b>
<b>Shirley A. Recipon</b>	<b>Reg. No. 47,016</b>
<b>Susan K. Sather</b>	<b>Reg. No. 44,316</b>
<b>Michelle M. Stempien</b>	<b>Reg. No. 41,327</b>
<b>David G. Streeter</b>	<b>Reg. No. 43,168</b>
<b>Stephen Todd</b>	<b>Reg. No. 47,139</b>
<b>Christopher Turner</b>	<b>Reg. No. 45,167</b>
<b>Peng Ben Wang</b>	<b>Reg. No. 41,420</b>

    The associate power of attorney in the prior application is to:

- a. X A Revocation of Power of Attorney and Appointment of New Attorneys (2 pp.) is attached.
- b.     Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. X Address all future correspondence to:

INCYTE GENOMICS, INC.  
PATENT DEPARTMENT  
3160 Porter Drive  
Palo Alto, California 94304  
Phone: (650) 855-0555, Fax: (650) 845-4166

Date: 19 November 2001

By: Richard C. Ekstrom  
Richard C. Ekstrom  
Reg. No. 37,027  
Direct Dial Telephone: (650) 843-7352

☐ Inventor(s)  
☐ Assignee of complete interest  
☒ Attorney or agent of record  
☐ Filed under 37 CFR 1.34(a)  
Registration number if acting under 37 CFR 1.34(a) \_\_\_\_\_.

"Express Mail" mailing label number EL 856 173 595 US. I hereby certify that this document and referenced attachments are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, addressed to: Commissioner for Patents, Box Patent Application, 2900 Crystal Dr., Arlington, VA 22202-3513 November 19, 2001

By: Nancy Ramos

Printed: Nancy Ramos

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Hillman et al.

Title: RAB PROTEINS

Serial No.: To Be Assigned

Filing Date: Herewith

Examiner: To Be Assigned

Group Art Unit: To Be Assigned

**Official Draftsman**

Commissioner for Patents

2900 Crystal Dr.

Arlington, VA 22202-3513

**SUBMISSION OF FORMAL DRAWINGS**

Sir:

Transmitted herewith are Figures 1A, 1B, 2A, 2B, 3A, 3B, 4, 5, 6, 7 and 8, as eleven (11) sheets of formal drawings for this application. Each sheet of drawing indicates the identifying indicia suggested in 37 CFR Section 1.84(c) on the top of the drawing.

Applicants believe that no fee is due with this paper. However, if the Commissioner determines that a fee is necessary, the Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. **09-0108**.

If there are any questions regarding the above, the Examiner is invited to call the undersigned at

650-855-0555.

Respectfully submitted,  
INCYTE GENOMICS, INC.

Date: 19 November 2001



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